

**SUPREME COURT MINUTES
FRIDAY, DECEMBER 2, 2005
SAN FRANCISCO, CALIFORNIA**

S137500

B181380 Second Appellate District,
Division Seven

DAO v. CHAREUNSOUK

Time extended to grant or deny review

to January 13, 2006.

S138201

B186282 Second Appellate District,
Division Two

HERRICK CORPORATION v. S.C. (PEOPLE)

Time extended to grant or deny review

to January 18, 2006.

S029011

PEOPLE v. SOLOMON (MORRIS, JR.)

Extension of time granted

to January 31, 2006 to file the appellant's reply brief. After that date, only three further extensions totaling about 150 additional days will be granted. Extension is granted based upon counsel Bruce Eric Cohen's representation that he anticipates filing that brief by June 30, 2006.

S054372

PEOPLE v. ERVINE (DENNIS N.)

Extension of time granted

to January 31, 2006 to file the appellant's opening brief. After that date, only one further extension totaling about 30 additional days will be granted. Extension is granted based upon Deputy State Public Defender Douglas Ward's representation that he anticipates filing that brief by March, 1, 2006.

S055130

PEOPLE v. MORGAN (EDWARD P.)

Extension of time granted

to February 6, 2006 to file the appellant's reply brief. After that date, only three further extensions totaling about 175 additional days will be granted. Extension is granted based upon Deputy State Public Defender C. Delaine Renard's representation that she anticipates filing that brief by August 1, 2006.

S055856

PEOPLE v. ROMERO & SELF

Extension of time granted

to February 6, 2006 to file appellant Orlando Gene Romero's opening brief. After that date, only one further extension totaling about 55 additional days will be granted. Extension is granted based upon Deputy State Public Defender Michael P. Goldstein's representation that he anticipates filing that brief by March 31, 2006.

S068863

PEOPLE v. SCOTT (DAVID LYNN)

Extension of time granted

to December 12, 2005 to file the appellant's opening brief. After that date, no further extension will be granted. Extension is granted based upon counsel Glen Niemy's representation that he anticipates filing that brief by December 12, 2005.

S073205

PEOPLE v. WILLIAMS (JACK)

Extension of time granted

to February 14, 2006 to file the appellant's opening brief. Extension is granted based upon counsel R. Clayton Seaman, Jr.'s representation that he anticipates filing that brief by June 10, 2006. After that date, only two further extensions totaling about 120 additional days are contemplated.

S076169

PEOPLE v. PARKER (GERALD)

Extension of time granted

to February 3, 2006 to file appellant's opening brief.

S076334

PEOPLE v. ARISMAN (DAVID W.)

Extension of time granted

to February 3, 2006 to file appellant's opening brief.

S076785

PEOPLE v. RANGEL (PEDRO)

Extension of time granted

to January 30, 2006 to file appellant's opening brief.

S121552

B161773 Second Appellate District,
Division Six

MARTINEZ v. COMBS

Extension of time granted

On application of appellants and good cause appearing, it is ordered that the time to serve and file appellants' opening brief on the merits is hereby extended to and including December 23, 2005.

S121552

B161773 Second Appellate District,
Division Six

MARTINEZ v. COMBS

Extension of time denied

The application of respondent APIO, Inc., for extension of time to file respondent's answer brief on the merits is hereby denied without prejudice to respondent filing a request for extension of time at a later date.

S134072

C045494 Third Appellate District

COMMISSION ON PEACE OFFICER STANDARDS
& TRAINING v. S.C. (LOS ANGELES TIME COM.)
Extension of time granted

On application of real party in interest and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to and including December 19, 2005.

S134300

C041603 Third Appellate District

CALIFORNIA EARTH CORPS v. STATE LANDS
COMMISSION (DEVELOPERS DIVERSIFIED)
Extension of time granted

Appellant's time to serve and file the oversized/consolidated answer brief is extended to and including February 8, 2006.

S134543

A099250 First Appellate District,
A099366 Division Two
A099499
A109260

PEOPLE v. NOEL
Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including January 4, 2006.

S135263

A107686 First Appellate District,
Division Four

P. (JAIME) IN RE
Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to and including January 5, 2006.

S136861

JABLONSKI (PHILIP CARL) ON H.C.
Extension of time granted

to December 30, 2005 to file the informal response to the petition for writ of habeas corpus. After that date, only three further extensions totaling about 90 additional days will be granted. Extension is granted based upon Deputy Attorney General Christopher W. Grove's representation that he anticipates filing that document by March 3, 2006.

S137770

E034568 Fourth Appellate District,
Division Two

GREEN v. STATE OF CALIFORNIA

Extension of time granted

Appellant's time to serve and file the opening
brief on the merits is extended to
January 30, 2006.

S138263

NONELLA (MICHAEL) ON H.C.

Extension of time granted

On application of the Attorney General and
good cause appearing, it is hereby ordered that
the time to serve and file respondent's informal
response is extended to January 4, 2006.

S138877

F049002 Fifth Appellate District

BROWN v. S.C. (PEOPLE)

Extension of time granted

On application of respondent and good cause
appearing, it is ordered that the time to serve and
file the answer to petition for review is extended
to and including December 19, 2005 only. No
further extensions will be contemplated.

S136922

A102915 First Appellate District,
Division Five

LIMITED STORES v. FRANCHISE TAX BOARD

Application to appear as counsel pro hac vice granted

The application of Hollis L. Hyans of the State
of New York for admission to appear as counsel
pro hac vice on behalf of appellants
(The Limited Stores) is hereby granted.

B186257

PEOPLE v. COATES

Tranferred

From Division Eight to Division Two in the
Court of Appeal, Second Appellate District.

S135734**RULE 962 SUSPENSION**

Order filed

Having been provided proof of compliance pursuant to Family Code 17520, the suspension of **JON S. HEIM, #105808**, pursuant to our order filed on July 21, 2005, is hereby terminated. The order is final forthwith.

S137272**BENJAMIN ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **Wendy Weisman Benjamin (a/k/a Wendy B. Morgan), State Bar No. 84407**, be suspended from the practice of law in the State of California for one year, that execution of the one-year suspension be stayed, and that she be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on July 21, 2005. Benjamin is ordered to take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and are payable in accordance with Business & Professions Code § 6140.7.

S137450**ARDALAN ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **Kaveh Ardalan, State Bar No. 188775**, be suspended from the practice of law in the State of California for six months, that execution of the six-month suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on August 5, 2005. Ardalan is ordered to take and pass the Multistate

Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and are payable in accordance with Business & Professions Code § 6140.7.

S138167

REGAN ON DISCIPLINE

Case dismissed -- resignation accepted

The disbarment recommendation of **JAMES CARLISLE REGAN** having been accepted in **S136736**, this proceeding is dismissed without prejudice to further proceedings should respondent hereafter seek reinstatement.

S138786

ANDERSON ON DISCIPLINE

Case dismissed -- resignation accepted

The resignation of **Dana Hugh Anderson, State Bar No. 59081**, having been accepted in **S139128**, this proceeding is dismissed without prejudice to further proceedings should respondent hereafter seek reinstatement.

S139112

KELLY ON RESIGNATION

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of **Michael Edward Kelly, State Bar No. 80255**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in

subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S139124

CARDINER ON RESIGNATION

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of **Scott Alan Cardiner, State Bar No. 76008**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S139125

LAFRANCHI ON RESIGNATION

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of **Robert J. Lafranchi, State Bar No. 57553**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S139128**ANDERSON ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation of **Dana Hugh Anderson, State Bar No. 59081**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. and Prof. Code, § 6126, subd. (c).)